

**ORIGINAL**

S. Reid Kahn (SRK-1458)  
Lauren M. Dayton (LMD-9291)  
KANE KESSLER, P.C.  
1350 Avenue of the Americas  
New York, New York 10019  
(212) 541-6222

Attorneys for Defendants  
CBS BROADCASTING, INC., CBS  
CONSUMER PRODUCTS, PLANET  
TOYS, INC., TOYS "R" US, INC.,  
WALGREEN CO. and HAMMACHER  
SCHLEMMER & CO., INC.

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

JEFFREY MORRIS, TARAS KICK,  
REBECCA SALAWDEH and STACEY  
ANTALEK, On Behalf of Themselves and  
All Others Similarly Situated,

Plaintiff,

vs.

CBS BROADCASTING, INC., CBS  
CONSUMER PRODUCTS, PLANET  
TOYS, INC., TOYS "R" US, INC.,  
WALGREEN CO. and HAMMACHER  
SCHLEMMER & CO., INC.,

Defendants.

Case No. 08-CV-0592 (HB)  
Hon. Harold Baer, Jr.

**MOTION TO ADMIT COUNSEL PRO  
HAC VICE**

PURSUANT TO RULE 1.3(c) of the Local Rules of the United States District  
Courts for the Southern and Eastern Districts of New York, I, S. Reid Kahn, a member in  
good standing of the bar of this Court, hereby move for an Order allowing the admission pro  
hac vice of:

Renee D. Wasserman  
Thomas H. Carlson  
James Robert Maxwell  
ROGERS JOSEPH O'DONNELL  
311 California Street, 10th Floor  
San Francisco, CA 94104  
Tel: 415.956.2828  
Fax: 415.956.6457

1 Renee D. Wasserman, Thomas H. Carlson and James Robert Maxwell are  
2 members in good standing of the Bar of the State of California. There are no pending  
3 disciplinary proceedings against Renee D. Wasserman, Thomas H. Carlson and James Robert  
4 Maxwell.

5 Dated: June 20, 2008

Respectfully submitted,

6 KANE KESSLER, P.C.

7  
8 By: 

9 S. REID KAHN

10 Attorneys for Defendants  
11 CBS BROADCASTING, INC., CBS  
12 CONSUMER PRODUCTS, PLANET TOYS,  
13 INC., TOYS "R" US, INC., WALGREEN CO.  
14 and HAMMACHER SCHLEMMER & CO.,  
15 INC.  
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S. Reid Kahn (SRK-1458)  
Lauren M. Dayton (LMD-9291)  
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Attorneys for Defendants  
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Defendants.

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**AFFIDAVIT OF S. REID KAHN IN  
SUPPORT OF MOTION TO ADMIT  
COUNSEL PRO HAC VICE**

I, S. Reid Kahn, being duly sworn, hereby declare as follows:

1. I am counsel for Defendants in the above captioned action. I am familiar with the proceedings in this case. I make this statement based on my personal knowledge of the facts set forth herein and in support of Defendants' motion to admit Renee D. Wasserman, Thomas H. Carlson and James Robert Maxwell as counsel pro hac vice to represent Defendants in this matter.

2. I am a member in good standing of the bar of the State of New York and was admitted to practice law in New York on March 1, 1976. I am also admitted

Page 1

1 to the bar of the United States District Court for the Southern District of New York, and am  
2 in good standing with this Court.

3 3. I have worked with Renee D. Wasserman and her colleagues Thomas H.  
4 Carlson and James Robert Maxwell in representation of our mutual clients, the defendants  
5 herein, since January 2008.

6 4. Ms. Wasserman and Messrs. Carlson and Maxwell are attorneys at  
7 Rogers Joseph O'Donnell, San Francisco, California.

8 5. I have found Ms. Wasserman and Messrs. Carlson and Maxwell to be  
9 skilled attorneys and persons of integrity. They are experienced in Federal practice and are  
10 familiar with the Federal Rules of Procedure.

11 6. Accordingly, I am pleased to move the admission of Renee D.  
12 Wasserman, Thomas H. Carlson and James Robert Maxwell, pro hac vice.

13 7. I respectfully submit a proposed order granting the admission of Renee  
14 D. Wasserman, Thomas H. Carlson and James Robert Maxwell pro hac vice, which is  
15 attached hereto as Exhibit A.

16 WHEREFORE it is respectfully requested that the motion to admit Renee D.  
17 Wasserman, Thomas H. Carlson and James Robert Maxwell pro hac vice, to represent  
18 Defendants in the above captioned matter, be granted.

19 Dated: June 20, 2008

Respectfully submitted,

20 KANE KESSLER, P.C.

21 

22 By: \_\_\_\_\_

23 R. Reid Kahn  
SDNY Bar Code: SRK-1458

24 Attorneys for Defendants  
25 CBS BROADCASTING, INC., CBS  
26 CONSUMER PRODUCTS, PLANET TOYS,  
27 INC., TOYS "R" US, INC., WALGREEN CO.  
28 and HAMMACHER SCHLEMMER & CO., INC.



# THE STATE BAR OF CALIFORNIA

MEMBER SERVICES CENTER

180 HOWARD STREET, SAN FRANCISCO, CALIFORNIA 94105-1639

TELEPHONE: 888-800-3400

June 11, 2008

## TO WHOM IT MAY CONCERN:

This is to certify that according to the records of the State Bar, RENEE DEVON WASSERMAN, #108118 was admitted to the practice of law in this state by the Supreme Court of California on June 3, 1983; and has been since that date, and is at date hereof, an ACTIVE member of the State Bar of California; and that no recommendation for discipline for professional or other misconduct has ever been made by the Board of Governors or a Disciplinary Board to the Supreme Court of the State of California.

THE STATE BAR OF CALIFORNIA

A handwritten signature in black ink, appearing to read "Dina DiLoreto", is written over a horizontal line.

Dina DiLoreto  
Custodian of Membership Records



# THE STATE BAR OF CALIFORNIA

MEMBER SERVICES CENTER

180 HOWARD STREET, SAN FRANCISCO, CALIFORNIA 94105-1639

TELEPHONE: 888-800-3400

June 11, 2008

## TO WHOM IT MAY CONCERN:

This is to certify that according to the records of the State Bar, THOMAS HANSON CARLSON, #121367 was admitted to the practice of law in this state by the Supreme Court of California on December 10, 1985; and has been since that date, and is at date hereof, an ACTIVE member of the State Bar of California; and that no recommendation for discipline for professional or other misconduct has ever been made by the Board of Governors or a Disciplinary Board to the Supreme Court of the State of California.

THE STATE BAR OF CALIFORNIA

A handwritten signature in black ink, appearing to read "Dina DiLoreto".

Dina DiLoreto  
Custodian of Membership Records



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180 HOWARD STREET, SAN FRANCISCO, CALIFORNIA 94105-1639

TELEPHONE: 888-800-3400

June 11, 2008

TO WHOM IT MAY CONCERN:

This is to certify that according to the records of the State Bar, JAMES ROBERT MAXWELL, #143203 was admitted to the practice of law in this state by the Supreme Court of California on December 11, 1989; and has been since that date, and is at date hereof, an ACTIVE member of the State Bar of California; and that no recommendation for discipline for professional or other misconduct has ever been made by the Board of Governors or a Disciplinary Board to the Supreme Court of the State of California.

THE STATE BAR OF CALIFORNIA

A handwritten signature in black ink, appearing to read "Dina DiLoreto".

Dina DiLoreto  
Custodian of Membership Records

**CERTIFICATE OF SERVICE**

The undersigned, a member of the Bar of this Court, hereby certifies that on the 20<sup>th</sup> day of June, 2008, a copy of the within *Motion to Admit Counsel Pro Hac Vice* was served upon the following via regular mail:

**KAMBEREDELSON, LLC**

Scott Kamber, Esq.  
Dana B. Rubin, Esq.  
11 Broadway – 22<sup>nd</sup> Floor  
New York, New York 10019

**WHATLEY, DRAKE & KALLAS, LLC**

Joe R. Whatley, Jr.  
Edith M. Kallas  
Joseph Guglielmo  
Elizabeth Rosenberg  
1540 Broadway, 37<sup>th</sup> Floor  
New York, New York 10036

**AUDET & PARTNERS, LLP**

Robert Audet  
221 Main Street, Suit 1460  
San Francisco, California 94105

**COUGHLIN, STOIA, GELLER,  
RUDMAN & ROBBINS, LLP**

John J. Stoia, Jr.  
Rachel L. Jensen  
Phong Tran  
Thomas J. O'Reardon II  
655 West Broadway, Suite 1900  
San Diego, California 92101

**GOLDENBERG, HELLER, ANTOGNOLI,  
ROWLAND, SHORT & GORI, P.C.**

Randi Gori  
2227 South State Route 157  
Edwardsville, Illinois 62025

**GLASSMAN, EDWARDS, WADE &  
WYATT, P.C.**

B.J. Wade  
26 N. Second Street  
Memphis, Tennessee 38103

A handwritten signature in black ink, appearing to read 'S. Reid Kahn', is written over a horizontal line.

**S. Reid Kahn, Esq. (1458)**

Dated: June 20, 2008



1 S. Reid Kahn (SRK-1458)  
2 Lauren M. Dayton (LMD-9291)  
3 KANE KESSLER, P.C.  
4 1350 Avenue of the Americas  
5 New York, New York 10019  
6 (212) 541-6222

7 Attorneys for Defendants  
8 CBS BROADCASTING, INC., CBS  
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10 TOYS, INC., TOYS "R" US, INC.,  
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19 Plaintiff,

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22 CONSUMER PRODUCTS, PLANET  
23 TOYS, INC., TOYS "R" US, INC.,  
24 WALGREEN CO. and HAMMACHER  
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26 Defendants.

Case No. 08-CV-0592 (HB)  
Hon. Harold Baer, Jr.

**ORDER FOR ADMISSION PRO HAC  
VICE ON WRITTEN MOTION**

27 Upon the motion of S. Reid Kahn, attorney for Planet Toys, Inc. and CBS  
28 Broadcasting Inc., and said sponsor attorney's affidavit in support;

**IT IS HEREBY ORDERED** that

Renee D. Wasserman  
Thomas H. Carlson  
James Robert Maxwell  
Rogers Joseph O'Donnell  
311 California Street, 10th Floor  
San Francisco, CA 94104  
Telephone: 415.956.2828  
Facsimile: 415.956.6457  
e-mail: [rwasserman@rjo.com](mailto:rwasserman@rjo.com)

1 are admitted to practice pro hac vice as counsel for CBS Broadcasting, Inc., CBS Consumer  
2 Products, Planet Toys, Inc., Toys "R" Us, Inc., Walgreen Co. and Hammacher Schlemmer &  
3 Co., Inc. in the above captioned case in the United States District Court for the Southern  
4 District of New York. All attorneys appearing before this Court are subject to the Local  
5 Rules of this Court, including the Rules governing discipline of attorneys. If this action is  
6 assigned to the Electronic Case Filing (ECF) system, counsel shall immediately apply for an  
7 ECF password at [nysd.uscourts.gov](http://nysd.uscourts.gov). Counsel shall forward the pro hac vice fee to the Clerk  
8 of the Court

9 Dated: June \_\_, 2008

10 New York, New York

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United States District Magistrate Judge  
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